

PORT ST. JOE, FLORIDA

SEPTEMBER 8, 2009

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Nathan Peters, Jr., Vice Chairman Carmen L. McLemore and Commissioners Billy E. Traylor, Bill Williams, and Warren Yeager.

Others present were: County Attorney Timothy McFarland, Clerk Rebecca L. Norris, Clerk Finance Officer Carla Hand, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinsworth, Emergency Management Director Marshall Nelson, Gulf County Extension Agent Roy Lee Carter, Assistant Mosquito Control Director Mark Cothran, Planner David Richardson, Sheriff Joe Nugent, Solid Waste Director Joe Danford.

Sheriff Nugent called the meeting to order at 6:00 p.m., E.T.

Commissioner Yeager opened the meeting with prayer, and Chairman Peters led the Pledge of Allegiance to the Flag.

CONSENT AGENDA

Commissioner Traylor motioned to approve the following Consent Agenda items. Commissioner Williams seconded the motion, and it passed unanimously (4-0) as follows:

1. Minutes – August 11, 2009 – Regular Meeting
 - August 12, 2009 – Combined Workshop
 - August 20, 2009 – Special Meeting
 - August 25, 2009 – Public Hearing
2. Agreement – Team Simulations, LLC (Special Needs Information Registry)
3. Budget Amendment #2 – Fine & Forfeiture Fund (Reduce Jail Budget by \$135,000.00 and increase Reserve for Cash Carry Forward) as follows:

Budget Amendment #2

Amended	Original		
	Budget	Increase	Decrease
Budget			

Fine & Forfeiture Fund

Jail

31123-14000 Overtime	31123-14000 Overtime	\$ 46,335.00	\$ 0.00	\$
20,000.00	\$ 26,335.00			
31123-15000 Special Pay	\$ 9,880.00	\$ 0.00	\$ 6,000.00	\$ 3,880.00
31123-21000 FICA	\$ 35,923.00	\$ 0.00	\$ 7,000.00	\$ 28,923.00
31123-22000 Retirement	\$ 114,835.00	\$ 0.00	\$ 21,000.00	\$ 93,835.00
31123-23000 Life, Health, etc.	\$ 164,090.00	\$ 0.00	\$ 46,000.00	\$ 118,090.00
31123-31400 Inmate Medical	\$ 110,166.00	\$ 0.00	\$ 35,000.00	\$ 75,166.00

Reserves

F9984-96000 Cash Carried Fwd.	\$ 0.00	\$ 135,000.00	\$ 0.00	\$ 135,000.00
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(End)

Budget Amendment #3 – (Reduce various Budgets by \$661,000.00 for setting up an Infrastructure Reserve Fund) as follows:

Budget Amendment #3

	Original			
Amended				
	Budget	Increase	Decrease	
Budget				

General Fund**Maintenance – County Courthouse**

26019-62100 Imp to Bldgs	26019-62100 Imp to Bldgs	\$ 50,000.00	\$
0.00	\$ 50,000.00	\$ 0.00	
26019-64001 Equip > \$5000	\$ 60,000.00	\$ 0.00	\$ 40,000.00
20,000.00			\$

Landfill

42634-52100 Gas, Oil, Lube	42634-52100 Gas, Oil, Lube	\$ 60,169.00	\$ 0.00
\$ 60,000.00	\$ 169.00		

Public Works

42834-12000 Salaries & Wages	42834-12000 Salaries & Wages	\$ 647,803.00	\$
0.00	\$ 40,000.00	\$ 607,803.00	
42834-52100 Gas, Oil, Lube	42834-52100 Gas, Oil, Lube	\$ 250,000.00	\$ 0.00
\$ 120,000.00	\$ 130,000.00		
42834-62100 Imp to Bldgs	42834-62100 Imp to Bldgs	\$ 25,000.00	\$
0.00	\$ 21,000.00	\$ 4,000.00	
42834-64001 Equip > \$5000	\$ 20,000.00	\$ 0.00	\$ 20,000.00
0.00			\$

Animal Control

43062-12000 Salaries & Wages	\$ 56,327.00	43062-12000 Salaries & Wages	\$
56,327.00	\$ 0.00	\$ 25,000.00	\$ 31,327.00
43062-23000 Life, Health, etc.	\$ 21,972.00	43062-23000 Life, Health, etc.	\$
21,972.00	\$ 0.00	\$ 10,000.00	\$ 11,972.00

43062-46200 R&M Equip	43062-46200 R & M Equip	\$	3,000.00	\$
0.00	\$ 2,000.00	\$	1,000.00	
43062-52100 Gas, Oil, Lube	43062-52100 Gas, Oil, Lube	\$	6,000.00	\$ 0.00
\$ 3,000.00	\$ 3,000.00			

Reserves

99984-95002 Res for Infrastr Fund	\$	0.00	\$ 391,000.00	\$	0.00	\$ 391,000.00
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Fine & Forfeiture Fund

Jail

31123-12000 Salaries & Wages	\$ 607,839.00	\$	0.00	31123-12000 Salaries & Wages
\$ 607,839.00	\$	0.00	\$ 80,000.00	\$ 527,839.00

Reserves

Reserves

F9984-95002 Res for Infrastr Fund	\$	0.00	\$ 80,000.00	\$	0.00	\$ 80,000.00
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County Road and Bridge Fund

Road Department

41041-12000 Salaries & Wages	\$618,446.00	\$	0.00	\$ 60,000.00	\$558,446.00
41041-52100 Gas, Oil, Lube	\$ 255,646.00	\$	0.00	\$130,000.00	\$125,646.00

Reserves

A9984-95002 Res for Infrastr Fund	\$	0.00	\$ 190,000.00	\$	0.00	\$ 190,000.00
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(End)

Budget Amendment #4 – General Fund (Transfer to Property Appraiser for amount of Insurance stipends) as follows:

Budget Amendment #4 General Fund

Amended	Original			
	Budget	Increase	Decrease	
Budget				
Property Appraiser				
22113-91000 Budget Transfer	\$ 421,248.00	22113-91000 Budget Transfer	\$	
421,248.00	\$ 400.00	\$	0.00	\$ 421,648.00
22113-23000 Life, Health, Dental	\$ 48,414.00	\$	0.00	\$ 400.00
				\$ 48,014.00

(End)

- Contract Agreement – Ashbritt, Inc. (Disaster Recovery Services)
Contract Agreement – DSI Group, LLC (General Emergency Services)
- Funding Request – District 1 (Wewahitchka Search & Rescue \$500.00 and
Wewahitchka Classic Flathead Tournament \$500.00)
- Grant Agreement – Gulf County Public Libraries

7. Insurance Coverage – (Dental Insurance – Rebecca Wood)
8. Inventory – E911 (Junk #95-7 * Communications Command Dispatch Console,
C810 #95-3 * Dell Optiplex Computer, #95-4 * Dell Latitude
P.D.), Laptop, #95-5 * Dictaphone Logging Recorder (City
#95-21 #95-6 * Dictaphone Logging Recorder (County S.O.),
* Dell Optiplex Computer)
 - Gulf County E.M.S. (Junk #210-123 * BP Pulse Ox, #210-133 * Stat
Ox, Track, #210-134 * BP Pulse Ox, #210-135 * BP Pulse
#210-136 * BP Pulse Ox, #210-63 * Diesel Pump, #210-40 *
1987 UHF Repeater, #210-104 * EKG Monitor *
E.O.C. #210-155 * 800 mhz portables, #210-
portables, #210-157 * mhz portables, #210-159
portables, #210-160 * mhz portables, #210-163 * 800
base station)
 - Gulf County Sheriff (Transfer 2004 Dodge Durango VIN
#1D4HD38N54F172822 to the
Wewahitchka Search &
Rescue)
9. Invoices – County Attorney Timothy J. McFarland (August, 2009 * \$9,231.00 *
to be paid from Account #21314-31100)
 - Nabors, Giblin & Nickerson – Special Counsel & Board Counsel
Services (\$1,825.12 * to be paid from Account
#21111-33000)
10. Resolution - Budget Amendment (Unanticipated Revenue * Overstreet Fire
Control District * \$10,500.00) as follows:

RESOLUTION NO. 2009-32

WHEREAS, the Gulf County Board of County Commissioners of Gulf County, Florida, has received unanticipated revenue in the Overstreet Fire Control District Fund for fiscal year 2008-2009; and

WHEREAS, said revenue is needed to help pay certain expenditures incurred in fiscal year 2008-2009.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The 2008-2009 fiscal year budgets are amended as follows:

OVERSTREET CONTROL DISTRICT FUND

<u>Original Budget</u>	<u>Increase</u>	<u>Amended Budget</u>
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REVENUES:

Federal Grants:

10831-20000 Public Safety - Forestry	\$ -0-	\$ 10,000	\$ 10,000
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EXPENDITURES:

Overstreet Fire Department:

32622-52000 Operating Supplies	\$ 500	\$ 10,000	\$ 10,500
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THIS RESOLUTION ADOPTED by the Gulf County Board of County Commissioners, this 8th day of September, 2009.

(End)

- Budget Amendment (Unanticipated Revenue * General Fund * 25,000.00) as follows:

RESOLUTION NO. 2009-33

WHEREAS, the Board of County Commissioners of Gulf County, Florida, has received unanticipated revenue in the General Fund for fiscal year 2008-2009; and

WHEREAS, said revenue is needed to help pay certain expenditures incurred in fiscal year 2008-2009;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The 2008-2009 fiscal year budgets are amended as follows:

GENERAL FUND

	<u>Original Budget</u>	<u>Increase</u>	<u>Amended Budget</u>
REVENUES:			
County Officers Fees:			
00141-51000 Tax Collector Fees	\$135,000	\$ 25,000	\$ 160,000
EXPENDITURES:			
Transfer to Constitutional Officers:			
22213-91000 Tax Collector Budget	\$408,229	\$ 25,000	\$ 433,229

THIS RESOLUTION ADOPTED by the Gulf County Board of County Commissioners, this 8th day of September 2009.

(End)

11. Resolution – Gulf County Local Mitigation Strategy as follows:

RESOLUTION NO. 2009-34

WHEREAS, the Gulf County Board of County Commissioners created a Local Mitigation Strategy Task Force comprised of county and municipal representatives, private

citizens, local and regional agencies involved in hazard mitigation activities, and agencies having authority to regulate development including businesses and other private and non-profit interests; and

WHEREAS, the Board charged the Task Force with the responsibility to assess the hazards facing the county and to identify initiatives designed to reduce the impact of those hazards; and

WHEREAS, the Task Force has completed the hazard assessment and has identified numerous initiatives designed to reduce the impact of future disasters; and

WHEREAS, the Task Force has incorporated their findings and recommendations into the Gulf County Local Mitigation Strategy; and

WHEREAS, the Board is committed to reducing the impact of hazards for all county residents; and

WHEREAS, the Gulf County Local Mitigation Strategy supports hazard mitigation actions throughout the entire county.

NOW, THEREFORE, BE IT RESOLVED, this 8th day of September, 2009, the Board adopts the Gulf County Local Mitigation Strategy to reflect the current need and citizen desire to identify and implement hazard mitigation initiatives that will reduce the county's susceptibility to numerous hazards. And, at the appropriate time, the Board will develop and submit funding proposals to the appropriate agencies to implement the hazard mitigation initiatives identified in the Gulf County Local Mitigation Strategy.

(End)

12. Road Maintenance (Harley Davidson Drive)

13. S.H.I.P. – Purchase Assistance (\$17,500.00 Angela Padgett)

(End)

The meeting did then recess at 6:03 p.m., E.T.

The meeting reconvened at 7:00 p.m. E.T.

BUDGET AMENDMENT #5 – SHERIFF'S DEPARTMENT

Clerk Norris presented Budget Amendment #5, which increases the Sheriff's Department budget transfer, in the amount of \$200.00 for the Insurance stipend for a new employee. Upon motion by Commissioner Traylor, second by Commissioner Williams, and unanimous vote, the Board approved the following budget amendment.

Budget Amendment #5

General Fund

Original

Amended

	Budget	Increase	Decrease
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Budget

Sheriff

F3121-91000 Budget Transfer	\$ 2,198,887.00	\$ 200.00	F3121-91000 Budget
Transfer	\$ 2,199,087.00	\$ 200.00	\$ 0.00
F3121-23000 Life, Health, Dental	\$ 279,668.00	\$ 0.00	F3121-23000 Life, Health, Dental
\$ 279,468.00\$ 0.00	\$ 200.00	\$ 279,468.00	

(End)

RESOLUTION – HOWARD CREEK FIRE CONTROL DISTRICT

Clerk Norris presented a proposed resolution for unanticipated revenue in the Howard Creek Fire Control District Fund for fiscal year 2008-09, in the amount of \$1,554.00. Commissioner McLemore motioned to adopt the proposed resolution as recommended. Commissioner Yeager seconded the motion, and it passed unanimously.

RESOLUTION NO. 2009-35

WHEREAS, the Gulf County Board of County Commissioners of Gulf County, Florida, has received unanticipated revenue in the Howard Creek Fire Control District Fund for fiscal year 2008-2009; and

WHEREAS, said revenue is needed to help pay certain expenditures incurred in fiscal year 2008-2009.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The 2008-2009 fiscal year budgets are amended as follows:

HOWARD CREEK FIRE CONTROL DISTRICT FUND

	<u>Original Budget</u>	<u>Increase</u>	<u>Amended Budget</u>
REVENUES:			
Contributions and Donations:			
10960-00000 Misc Rev – Donations	\$ 200	\$ 1,554	\$ 1,754
EXPENDITURES:			
Howard Creek Fire Department:			
32722-46200 Repairs & Maint – Equip	\$ 1,800	\$ 1,554	\$ 3,354

THIS RESOLUTION ADOPTED BY THE Gulf County Board of County Commissioners, this 8th day of September, 2009.

(End)

SALINAS PARK DONATION

Upon inquiry by Commissioner Yeager, Clerk Norris reported that the donation received

from Susan Wright for the Salinas Park (Ryan Chase Miner Memorial Pier) can be carried forward to the 2009-2010 budgets.

GULF COAST WORKFORCE BOARD

Deputy Administrator Lanier reported that the Gulf Coast Workforce Board has submitted an amended two year Comprehensive Plan requesting approval by the Board.

Commissioner Yeager motioned to approve, contingent upon Chief Administrator Butler and County Attorney McFarland's approving. Commissioner McLemore seconded the motion, and it passed unanimously.

BID #0809-26 – PIGGY-BACK FIVE POINTS LANDFILL

Solid Waste Director Danford requested permission to piggy-back bid #0809-26, and install fencing at the landfill. Commissioner Traylor motioned to approve this request. Commissioner Yeager seconded the motion, and it passed unanimously. Solid Waste Director Danford reported that he has the funds in the budget.

FIVE POINTS LANDFILL

Solid Waste Director Danford reported that effective October 1, 2009, the hours of operation for Five Points Landfill will be Monday through Wednesday and Saturday 7:30 a.m. to 5:00 p.m., stating that the tipping fees will be \$35.00 per ton, with a minimum charge of \$5.00, and payment will only be by check or debit-credit card. Commissioner McLemore motioned to approve this recommendation. Commissioner Yeager seconded the motion, and it passed unanimously. Commissioner Yeager reported that the new hours of operation need to be advertised.

H.B. 1369 – EROSION CONTROL LINE

Representative Jimmy Patronis appeared before the Board and discussed that he was contacted three years ago by Attorney William J. Rish and Dr. Patricia Hardman regarding the setting of the 30 year erosion control line. He reported that they had to work with the Department of Environmental Protection to keep from taking the citizens property at Cape San Blas. Representative Patronis presented a copy of HB 1369, signed by all the Officiating Officers in Legislation, which protect the property rights for the needs of the Gulf County Citizens. Speaker Designee Ray Sansom appeared before the Board and reported that it was an Honor to work with the Commissioners, stating that Representative Patronis is a great Representative and works hard for Gulf County. Commissioner Yeager reported that this is the first local bill ever passed for Gulf County. After further discussion by members of the Board, Commissioner Yeager recommended that H.B. 1369 be framed and placed in the Office.

WEWAHITCHKA MEDICAL CENTER

Tina Pate, of Wewahitchka Medical Center appeared before the Board and reported on the first quarter for the Wewahitchka Medical Center, stating that the quarter began in April, 2009. She reported that they served 1,482 patients, stating that 27% were uninsured, 28% were 200% below poverty level, 61% were between the ages of 18 and 64, the amount of services provided to the uninsured was \$126,749.00, and waived \$72,000.00 which was 57% of the medical charges. Ms. Pate reported that they are a Federal Qualified Health Center, stating that they are allowed to waive the deductibles for the Medicare patients, and they had 285 Medicare patients, saving them \$38,475.00. She reported on the pharmacy program with Buy Rite, stating that there were 1,270 prescriptions filled, with a savings of \$53,338.00, which was 68% of the pharmaceutical cost. Ms. Pate reported that

the Board of Directors reduced the slide fee, stating that this is a program set up for the uninsured patients, but they do have a co-payment. She reported that 47% of their patients were below the poverty level, stating that they have already seen a 7% increase in poverty for the first quarter. Ms. Pate reported that her main objective is community awareness, not only increasing access, but to promote and educate the public, and health care networking. Upon inquiry by Commissioners Williams, Ms Pate reported that they have seven employees, two providers, a D.O., a P.A., a M.A. and a L.P.N, also two P.R.N. staff. Commissioner Traylor reported that Wewahitchka Medical Center is very active in the community. Upon inquiry by Chairman Peters, Ms. Pate reported that they have not had any cases with the H1N1 virus, and that they will be following the Gulf County Health Department protocol. Ms. Pate reported that the regular flu and pneumonia shots will be available next month.

ROAD BOND - #0607-11 / CITY OF PORT ST. JOE

On behalf of Road Department Superintendent Bobby Knee, Chief Administrator Butler reported that there is a request from the City of Port St. Joe for Road Bond funds, in the amount of \$552,457.69, and recommended approval, contingent upon funds being available. Commissioner Yeager motioned to approve this recommendation. Commissioner Williams seconded the motion, and it passed unanimously.

BIOMASS PLANT – ARUNDO DONAX

Chairman Peters reported that the Board supports the Biomass Plant, stating that after the last combined workshop, emissions will not be a problem for the citizens of this County. Chairman Peters recommended a letter of support for the Biomass Plant. County Attorney McFarland read the letter for consideration. Commissioner Yeager motioned to approve this recommendation. Commissioner McLemore seconded the motion. Commissioner McLemore reported that he has concerns regarding the Arundo Donax plant. Chairman Peters reported that Gulf County Extension Agent Roy Lee Carter has researched this issue concerning the Arundo donax plant. After further discussion by members of the Board, the motion then passed unanimously. Upon inquiry by Chairman Peters, Gulf County Extension Agent Carter appeared before the Board and reported that if it is less than two acres; no permit is required, stating that the State will not permit. Gulf County Extension Agent Carter reported that I.F.A.S. does not recommend the Arundo donax plant, stating that there will have to be a clean buffer around the planted area. County Attorney McFarland reported that if the County wants to prohibit on less than 2 acres at a time an ordinance would need to be adopted, stating that if it is greater than two acres; the State will control. Commissioner McLemore motioned to start the process to adopt an ordinance to control less than two acres of the Arundo donax plant. Commissioner Williams seconded the motion, and it passed 3 to 2, with Commissioner Yeager and Commissioner Traylor voting no.

MUSCOGEE NATION OF FLORIDA

Commissioner Yeager discussed pages 77-81 in the Information Packet, and motioned to submit a letter of support for the Muscogee Nation of Florida. Commissioner McLemore seconded the motion, and it passed unanimously.

WOMEN ATHLETICS SUPPORTING WOMEN ATHLETES

Upon motion by Commissioner Yeager, second by Commissioner McLemore, and unanimous vote, the Board approved to pay \$500 to the Women Athletics Supporting Women Athletes from District 5 Special Recreation funds.

BYRD PARKER DRIVE

Commissioner McLemore reported an erosion problem on Byrd Parker Drive, stating that the river is only 12' from the road, and if there is another flood they will lose the road. After further discussion by members of the Board, Commissioner McLemore motioned for County Engineers to provide a cost estimate for Byrd Parker Drive. Commissioner Traylor seconded the motion, and it passed 4 to 1, with Commissioner Yeager abstaining (due to business involvement).

WOMEN ATHLETICS SUPPORTING WOMEN ATHLETES – CASH CARRY FORWARD

Upon motion by Commissioner Williams, second by Commissioner Yeager, and unanimous vote, the Board approved to pay \$500 to the Women Athletics Supporting Women Athletes from District 3, and to carry forward the balance of Special Recreation funds for each District to the 2009-10 fiscal year.

INSURANCE – PUBLIC RISK – CONTRACT POLICY

Commissioner Williams reported concerning the contract with the insurance coverage for the property, and recommended that no department have the authority to negotiate a contract unless reviewed by the County Attorney. County Attorney McFarland reported that the County has a contract for insurance (self insured pool) with P.R.M., stating that there are provisions in the contract to get out of the contract. He reported that the contract states you must give them a one year notice of intent to cancel your membership in the Risk Management Pool. After further discussion by members of the Board, Commissioner Williams motioned to terminate the services on the policy year end, and that all contracts must be reviewed by the County Attorney prior to signing. Commissioner McLemore seconded the motion, and it passed unanimously.

COASTAL COMMUNITY ASSOCIATION

Patricia Hardman appeared before the Board and stated that the Coastal Community Association requested a handicap beach access, stating that it is now complete.

VOCATIONAL REHABILITATION

Patricia Hardman reported that the Dyslexia Research Institute in Tallahassee obtained a grant for Vocational Rehabilitation to supply training and job opportunities for children with disabilities, stating that they have provided a lot of training in the schools, supplied them with job information, and worked them during the summer months with non-profit organizations. Ms. Hardman reported that they have received the grant funding again for next year.

ADVERTISING – THE STAR

Chairman Peters passed the Chair to Vice Chairman McLemore, and motioned for staff to use The Star as much as possible at Chief Administrator Butler's discretion. Commissioner Williams seconded the motion and it passed unanimously. Chair returned to Commissioner Peters.

There being no further business, and upon motion by Commissioner McLemore, the meeting did then adjourn at 8:10 p.m., E.T.

NATHAN PETERS, JR.
CHAIRMAN

ATTEST:

REBECCA L. NORRIS
CLERK